

Exhibit A



Entered on Docket
December 29, 2009

A handwritten signature in dark ink, appearing to read "Linda B. Riegle".

Hon. Linda B. Riegle
United States Bankruptcy Judge

LEWIS AND ROCA LLP

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Attorneys for USACM Liquidating Trust

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA**

In re:

USA COMMERCIAL MORTGAGE COMPANY,

USA CAPITAL REALTY ADVISORS, LLC,¹

USA CAPITAL DIVERSIFIED TRUST DEED
FUND, LLC,

USA CAPITAL FIRST TRUST DEED FUND, LLC,²

USA SECURITIES, LLC,³

Debtors.

Case No. BK-S-06-10725-LBR
Case No. BK-S-06-10726-LBR¹
Case No. BK-S-06-10727-LBR
Case No. BK-S-06-10728-LBR²
Case No. BK-S-06-10729-LBR³

CHAPTER 11

Jointly Administered Under
Case No. BK-S-06-10725 LBR

**ORDER SUSTAINING OBJECTION OF
THE USACM LIQUIDATING TRUST TO
PROOFS OF CLAIM FILED BY LYNDIA
STEWART FOR LACK OF
DOCUMENTATION**

Hearing Date: December 18, 2009
Hearing Time: 1:30 p.m.

Affects:

- ☐ All Debtors
- ☒ USA Commercial Mortgage Company
- ☐ USA Capital Realty Advisors, LLC
- ☐ USA Capital Diversified Trust Deed Fund, LLC
- ☐ USA Capital First Trust Deed Fund, LLC
- ☐ USA Securities, LLC

¹ This bankruptcy case was closed on September 23, 2008.

² This bankruptcy case was closed on October 12, 2007.

³ This bankruptcy case was closed on December 21, 2007.

1 The Court having considered the “Objection of the USACM Liquidating Trust to
2 Proof of Claim filed by Lynda Stewart For Lack of Documentation” [Docket No. 7662]
3 (the “Objection”) at its December 18, 2009 Omnibus Hearing; proper notice of the
4 Objection having been given; no response to the Objection having been filed; and good
5 cause appearing:

6 **IT IS HEREBY ORDERED** that:

- 7 1. The Objection is sustained; and
- 8 2. Claim No. 10725-00575 filed by Lynda Stewart is disallowed in its
9 entirety for lack of documentation.

10
11 PREPARED AND RESPECTFULLY SUBMITTED BY:

12
13 **LEWIS AND ROCA LLP**

14 By /s/ John Hinderaker (AZ 018024)
15 Rob Charles
16 John Hinderaker (*pro hac vice*)
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21 *Attorneys for USACM Liquidating Trust*
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1 In accordance with Local Rule 9021, the undersigned certifies:

- 2 ☐ The Court waived the requirements of LR 9021.
- 3 ☒ This is a chapter 11 case, and I have delivered a copy of this proposed order to
- 4 all counsel who appeared at the hearing, any unrepresented parties who
- 5 appeared at the hearing, and any trustee appointed in this case, and each has
- 6 approved or disapproved the order, or failed to respond, as indicated below (list
- each party and whether the party has approved, disapproved, or failed to
- respond to the document):

7 U.S. Trustee: August Landis	
8 <input type="checkbox"/> approved the form of this order	<input type="checkbox"/> disapproved the form of this order
9 <input checked="" type="checkbox"/> waived the right to review the order and/or	<input type="checkbox"/> failed to respond to the document
10 Other Party (no other party appeared):	
11 <input type="checkbox"/> approved the form of this order	<input type="checkbox"/> disapproved the form of this order
12 <input type="checkbox"/> waived the right to review the order and/or	<input type="checkbox"/> failed to respond to the document

13 ###

14 Submitted by:

15 **LEWIS AND ROCA LLP**

16 By: /s/ John Hinderaker (AZ 018024)

17 Rob Charles

18 John Hinderaker (*pro hac vice*)

19 Attorneys for USACM Liquidating Trust

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